ESTTA Tracking number:

ESTTA339347 03/26/2010

Filing date:

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	92049694	
Party	Plaintiff Retail Licensing Company	
Correspondence Address	Theodore R. Remaklus Wood, Herron & Evans, L.L.P. 2700 Carew Tower, 441 Vine Street Cincinnati, OH 45202-2917 UNITED STATES tremaklus@whepatent.com	
Submission	Motion to Suspend for Settlement Discussions	
Filer's Name	Theodore R. Remaklus	
Filer's e-mail	tremaklus@whepatent.com	
Signature	/theodore r remaklus/	
Date	03/26/2010	
Attachments	Stipulated suspension.pdf (1 page)(12111 bytes)	

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

)
Retail Licensing Company		Cancellation No. 92049694
	Petitioner,)
) Registration No. 2,633,279
v.		Registered October 8, 2002
M&O Activewear, Inc.)
	Respondent.))

STIPULATED SUSPENSION OF CANCELLATION PROCEEDING

In accordance with the Settlement Agreement between the parties executed by Petitioner Retail Licensing Company and Respondent M&O Activewear, Inc. effective February 23, 2010, the Petitioner and Applicant have agreed to the dismissal of the present cancellation proceeding upon allowance by the United States Patent and Trademark Office of Application Serial No. 78/736,440 in view of the attached Consent Declaration of Respondent.

Accordingly, the parties request that the suspension of the present cancellation be continued until such time as Application Serial No. 78/736,440 is allowed.

Dated: March 26, 2010

RETAIL LICENSING COMPANY M&O ACTIVEWEAR, INC.

By: /s/ Theodore R. Remaklus By: /s/ Matthew J. Himich (per authorization) Theodore R. Remaklus Matthew J. Himich Wood, Herron & Evans, L.L.P. Thompson Coburn, LLP 441 Vine Street One US Bank Plaza Cincinnati, Ohio 45202 St. Louis, Missouri 63101 (513) 241-2324 (Tel.) (314) 552-6000 (Tel.) (513) 241-6234 (Fax) (314) 552-7000 (Fax) Attorney for Petitioner Attorney for Respondent Retail Licensing Company M&O Activewear, Inc.